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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

In re:  
ANTHONY SCOTT LEVANDOWSKI,  
Debtor.

ANTHONY LEVANDOWSKI, an individual,  
Plaintiff,  
v.  
UBER TECHNOLOGIES, INC.,  
Defendant.

Bankruptcy Case No. 20-30242 (HLB)  
Chapter 11

Hon. Hannah L. Blumenstiel

**Adv. Pro. No. 20-03050 (HLB)**

**SECOND AMENDED OMNIBUS  
DECLARATION OF KATHARINE  
CILIBERTI IN SUPPORT OF UBER  
TECHNOLOGIES, INC.'S OPPOSITIONS  
TO PLAINTIFF'S MOTIONS FOR  
PARTIAL SUMMARY JUDGMENT AND  
ATTACHING UNSEALED EXHIBITS**

**Date: April 1, 2021**

**Time: 2:00 PM**

**Place: Video or Telephone**

1 I, Katharine Ciliberti, hereby declare as follows:

2 1. I am an attorney at the law firm Jenner & Block LLP, which represents Uber  
3 Technologies, Inc. (“Uber”) in the above-captioned proceeding. I have personal knowledge of the  
4 facts set forth in this Declaration, which are true and correct, and if sworn as a witness, I could and  
5 would testify competently.

6 2. I submit this second amended declaration in support of Uber’s responses [Dkts 148,  
7 149, 150] to plaintiff, Anthony Levandowski’s, Motions for Partial Summary Judgment and to attach  
8 various exhibits that have been ordered unsealed pursuant to the Court’s *Order Granting In Part and*  
9 *Denying In Part Uber Technologies, Inc.’s Motion to File Redacted/Sealed Documents*, dated April  
10 1, 2021 [Dkt 242], as amended by *Amended Order Granting In Part and Denying In Part Uber*  
11 *Technologies, Inc.’s Motion to File Redacted/Sealed Documents*, dated April 1, 2021 [Dkt 245]  
12 (“Order”).

13 3. **Exhibit Uber-1** is a redacted version of the Arbitration Award, dated December 24,  
14 2019. Pursuant to the Order, this exhibit has been filed under seal.

15 4. Attached hereto as **Exhibit Uber-2** is a true and correct copy of the redacted  
16 Indemnification Agreement, dated April 11, 2016.

17 5. **Exhibit Uber-3** has been intentionally withdrawn pursuant to Docket Order dated  
18 March 25, 2021.

19 6. **Exhibit Uber-4** has been intentionally withdrawn pursuant to Docket Order dated  
20 March 25, 2021.

21 7. **Exhibit Uber-5** has been intentionally withdrawn pursuant to Docket Order dated  
22 March 25, 2021.

23 8. **Exhibit Uber-6** is the Settlement Agreement in *Waymo LLC v. Uber Technologies,*  
24 *Inc.*, Case No. 3:17-cv-00939-WHA (N.D. Cal.), dated February 8, 2018 (GOOG-CHFR-00023976).  
25 Pursuant to the Order, this exhibit has been filed under seal.

26 9. **Exhibit Uber-7** is a Non-Competition and Non-Solicitation Agreement by Anthony  
27 Levandowski for Anthony’s Robots in favor and for the benefit of Google, Inc., dated July 28, 2011  
28 (AL-UBER0077896). Pursuant to the Order, this exhibit has been filed under seal.

1           10.     **Exhibit Uber-8** is a Non-Competition and Non-Solicitation Agreement by Pierre-  
2 Yves Droz for 510 Systems in favor and for the benefit of Google Inc., dated July 28, 2011 (AL-  
3 UBER0077951). Pursuant to the Order, this exhibit has been filed under seal.

4           11.     **Exhibit Uber-9** is Anthony Levandowski's Employment Agreement with Google,  
5 dated January 1, 2012, previously marked in the Google Arbitration as TX 120 (GOOG-ALBK1-  
6 00012910). Pursuant to the Order, this exhibit has been filed under seal.

7           12.     Attached hereto as **Exhibit Uber-10** is a true and correct copy of an email from Brent  
8 Schwarz, dated July 14, 2012, previously marked in the Google Arbitration as TX 134 (GOOG-  
9 ALBK1-00011007). Pursuant to the Order, this exhibit has been unsealed and is attached in its  
10 entirety.

11           13.     Attached hereto as **Exhibit Uber-11** is a true and correct copy of Entity Formation  
12 Documents of Odin Wave, LLC, including the Articles of Organization, dated August 9, 2012, and  
13 the Operating Agreement of Odin Wave, LLC, dated August 21, 2021. (AL-UBER0083655).  
14 Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

15           14.     Attached hereto as **Exhibit Uber-12** is a true and correct copy of an email from  
16 Anthony Levandowski regarding "Offer letters," dated August 15, 2012, previously marked in  
17 Google Arbitration as TX 142 (GOOG-ALBK1-00003239). Pursuant to the Order, this exhibit has  
18 been unsealed and is attached in its entirety.

19           15.     Attached hereto as **Exhibit Uber-13** is a true and correct copy of an email from John  
20 Gardner regarding "Offer letters," dated August 15, 2012, previously marked in the Google  
21 Arbitration as TX 143 (GOOG-ALBK1-00003244). Pursuant to the Order, this exhibit has been  
22 unsealed and is attached in its entirety.

23           16.     Attached hereto as **Exhibit Uber-14** is a true and correct copy of an email from John  
24 Gardner regarding "Offer Letters / Appointment of Ognen as Manager," dated August 15, 2012,  
25 previously marked in the Google Arbitration as TX 144 (GOOG-ALBK1-00003245). Pursuant to  
26 the Order, this exhibit has been unsealed and is attached in its entirety.

27           17.     Attached hereto as **Exhibit Uber-15** is a true and correct copy of an email from  
28 Anthony Levandowski regarding "Offer Letters / Appointment of Ognen as Manager," dated August

1 15, 2012, previously marked in the Google Arbitration as TX 145 (GOOG-ALBK1-00008637).

2 Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

3 18. Attached hereto as **Exhibit Uber-16** is a true and correct copy of the Statement of  
4 Organizer of Odin Wave, dated August 15, 2012, previously marked in the Google Arbitration as TX  
5 147 (GOOG-ALBK1-00003253). Pursuant to the Order, this exhibit has been unsealed and is  
6 attached in its entirety.

7 19. Attached hereto as **Exhibit Uber-17** is a true and correct copy of Sandstone Articles  
8 of Organization, dated August 17, 2012 (SANDSTONE 000001). Pursuant to the Order, this exhibit  
9 has been unsealed and is attached in its entirety.

10 20. **Exhibit Uber-18** has been intentionally withdrawn pursuant to Docket Order dated  
11 March 25, 2021.

12 21. Attached hereto as **Exhibit Uber-19** is a true and correct copy of a [redacted]<sup>1</sup> wire  
13 transfer from Beryllium Trust to Sandstone, dated April 29, 2013, previously marked in the Google  
14 Arbitration as TX 242 (GOOG-ALBK1-00011057). Pursuant to the Order, this exhibit has been  
15 unsealed and is attached in redacted form.

16 22. Attached hereto as **Exhibit Uber-20** is a true and correct copy of a [redacted]<sup>2</sup> wire  
17 transfer from Beryllium Trust to Sandstone, dated July 5, 2013, previously marked in the Google  
18 Arbitration as TX 263 (GOOG-ALBK1-00011059). Pursuant to the Order, this exhibit has been  
19 unsealed and is attached in redacted form.

20 23. Attached hereto as **Exhibit Uber-21** is a true and correct copy of an email from  
21 Anthony Levandowski to Matthew Blattmachr requesting that Beryllium Trust invest \$1.5 million in  
22 Sandstone, dated July 16, 2013, previously marked in the Google Arbitration as TX 260 (GOOG-  
23 ALBK1-00011058). Pursuant to the Order, this exhibit has been unsealed and is attached in its  
24 entirety.

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27 <sup>1</sup> The Order authorized the filing of the redacted version of Exhibit Uber -19.

28 <sup>2</sup> The Order authorized the filing of the redacted version of Exhibit Uber -20.

1           24.     Attached hereto as **Exhibit Uber-22** is a true and correct copy of a wire transfer from  
2 Beryllium Trust to Sandstone, dated August 13, 2013 (AL-UBER0067282). Pursuant to the Order,  
3 this exhibit has been unsealed and is attached in its entirety.

4           25.     Attached hereto as **Exhibit Uber-23** is a true and correct copy of the Amendment to  
5 Articles of Organization of Odin Wave, dated February 7, 2014 (UBER-AL\_00013580).

6           26.     **Exhibit Uber-24** has been intentionally withdrawn pursuant to Docket Order dated  
7 March 25, 2021.

8           27.     **Exhibit Uber-25** has been intentionally withdrawn pursuant to Docket Order dated  
9 March 25, 2021.

10          28.     Attached hereto as **Exhibit Uber-26** is a true and correct copy Uber Technology  
11 Inc.'s Notice of Restricted Stock Award, dated January 28, 2016 (AL-UBER0001049). Pursuant to  
12 the Order, this exhibit has been unsealed and is attached in its entirety.

13          29.     Attached hereto as **Exhibit Uber-27** is a true and correct copy of an email from  
14 Andrew Glickman, dated February 10, 2016, attaching a draft of the Indemnification Agreement,  
15 dated February 9, 2016 (OTTOTRUCKING00007979). Pursuant to the Order, this exhibit has been  
16 unsealed and is attached in its entirety.

17          30.     **Exhibit Uber-28** has been intentionally withdrawn pursuant to Docket Order dated  
18 March 25, 2021.

19          31.     Attached hereto as **Exhibit Uber-29** is a true and correct copy of an engagement  
20 letter between Stroz Friedberg, LLC, Morrison & Foerster, and O'Melveny and Meyers, dated  
21 March 4, 2016 (STROZ\_0000815). Pursuant to the Order, this exhibit has been unsealed and is  
22 attached in its entirety.

23          32.     Attached hereto as **Exhibit Uber-30** is a true and correct copy of an email chain  
24 between Anthony Levandowski, Ognen Stojanovski and Lior Ron, dated March 29, 2016 (AL-  
25 UBER0104345). Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

26          33.     Attached hereto as **Exhibit Uber-31** is a true and correct copy of an email between  
27 John Gardner and Eric Tate, dated April 3, 2016 (UBER00322310). Pursuant to the Order, this  
28 exhibit has been unsealed and is attached in its entirety.

34. **Exhibit Uber-32** has been intentionally withdrawn pursuant to Docket Order dated March 25, 2021.

35. **Exhibit Uber-33** is the Ottomotto Merger Agreement, dated April 11, 2016 (GOOG-ALBK1-00001445). Pursuant to the Order, this exhibit has been filed under seal.

36. Attached hereto as **Exhibit Uber-34** is a true and correct copy of an email exchange between Anthony Levandowski and Ognen Stojanovski, dated April 28, 2016 (AL-UBER0037226). Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

37. Attached hereto as **Exhibit Uber-35** is a true and correct copy of an email exchange between Anthony Levandowski and Ognen Stojanovski, dated April 30, 2016 (AL-UBER0037202). Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

38. Attached hereto as **Exhibit Uber-36** is a true and correct copy of the Asset Purchase Agreement between Tyto LiDAR LLC and Ottomotto LLC, dated May 5, 2016 (UBER-ZA00003734). Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

39. Attached hereto as **Exhibit Uber-37** is a true and correct copy of an email exchange between Cameron Poetzcher, Lior Ron, and Anthony Levandowski, dated May 5-6, 2016 (UBER-AL\_00002204). Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

40. Attached hereto as **Exhibit Uber-38** is a true and correct copy of an email chain between Lior Ron and Cameron Poetzcher, dated May 5, 2016 (UBER-AL\_00002291). Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

41. Attached hereto as **Exhibit Uber-39** is a true and correct copy of the Bill of Sale and Assignment and Assumption Agreement between Tyto LiDAR, LLC and Ottomotto LLC, dated May 9, 2016 (AL-UBER0071837). Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

42. Attached hereto as **Exhibit Uber-40** is a true and correct copy of Anthony Levandowski's Employment Agreement with Uber Technologies, Inc., dated August 17, 2016, and the Confidential Information and Invention Assignment Agreement attached as Exhibit A (effective August 23, 2016) (UBER-ZA00535168). Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

1           43.     **Exhibit Uber-41** has been intentionally withdrawn pursuant to Docket Order dated  
2 March 25, 2021.

3           44.     Attached hereto as **Exhibit Uber-42** is a true and correct copy of a July 28, 2016  
4 memorandum from Stroz Friedberg to O'Melveny & Myers and Morrison & Forester, attached as  
5 Exhibit 22 to the Stroz Report, dated July 28, 2016. Pursuant to the Order, this exhibit has been  
6 unsealed and is attached in its entirety.

7           45.     **Exhibit Uber-43** is an email chain from David Drummond to Dara Khosrowshahi,  
8 with a copy of the First Draft Settlement Agreement from the Google Group, dated February 4, 2018  
9 (UBER-AL\_00005059). Pursuant to the Order, this exhibit has been filed under seal.

10          46.     **Exhibit Uber-44** is an email from Tony West to Kevin Vosen, with copy of a draft  
11 settlement agreement attached, dated February 5, 2018 (UBER-AL\_00003534). Pursuant to the  
12 Order, this exhibit has been filed under seal.

13          47.     **Exhibit Uber-45** is an email from Kevin Vosen to Tony West, with copy of a draft  
14 settlement agreement attached, dated February 5, 2018 (UBER-AL\_00000799). Pursuant to the  
15 Order, this exhibit has been filed under seal.

16          48.     **Exhibit Uber-46** is Uber Technologies, Inc. Series G-2 Preferred Stock Issuance  
17 Agreement, dated March 9, 2018 (UBER-AL\_00000230). Pursuant to the Order, this exhibit has  
18 been filed under seal.

19          49.     Attached hereto as **Exhibit Uber-47** is a true and correct copy of a letter from  
20 Hamish Hume to John Gardner and Neel Chatterjee, dated April 2, 2018 (UBER-AL\_00004195).  
21 Pursuant to the Order, this exhibit has been unsealed and is attached in its entirety.

22          50.     Attached hereto as **Exhibit Uber-48** is a true and correct copy of a letter from  
23 Hamish Hume to Neel Chatterjee, dated July 3, 2019 (UBER-AL\_00004202). Pursuant to the Order,  
24 this exhibit has been unsealed and is attached in its entirety.

25          51.     **Exhibit Uber-49** has been intentionally withdrawn pursuant to Docket Order dated  
26 March 25, 2021.

27          52.     **Exhibit Uber-50** is a wire transfer from Uber to counsel for Google, dated February  
28 7, 2020 (UBER-AL-00003045). Pursuant to the Order, this exhibit has been filed under seal.



1           53.     Attached hereto as **Exhibit Uber-51** is a true and correct copy of an Assignment  
2 Agreement between Uber Technologies, Inc. and Lior Ron, dated May 19, 2020 (UBER-  
3 AL\_00000217). This exhibit was originally filed under seal, but requests that it remain sealed were  
4 withdrawn [See Dkt 161].

5           54.     Attached hereto as **Exhibit Uber-52** is a true and correct copy of a whiteboard photo  
6 taken by Anthony Levandowski, previously marked in the Google Arbitration as TX 1541.096  
7 (GOOG-ALBK1-00010864). Pursuant to the Order, this exhibit has been unsealed and is attached in  
8 its entirety.

9           55.     Attached hereto as **Exhibit Uber-53** is a true and correct copy of a whiteboard photo  
10 taken by Anthony Levandowski, previously marked in the Google Arbitration as TX 1541.164  
11 (GOOG-ALBK1-00010916). Pursuant to the Order, this exhibit has been unsealed and is attached in  
12 its entirety.

13           56.     Attached hereto as **Exhibit Uber-54** is a true and correct copy of a spreadsheet of  
14 loans made by Anthony Levandowski to Tyto LiDAR, previously marked in the Google Arbitration  
15 as TX 1148 (GOOG-ALBK1-00011073). Pursuant to the Order, this exhibit has been unsealed and  
16 is attached in its entirety.

17           57.     Attached hereto as **Exhibit Uber-55** is a true and correct copy of relevant excerpts  
18 from the deposition transcript of Adam Bentley, dated August 22, 2017. Pursuant to the Order, this  
19 exhibit has been unsealed and is attached in its entirety.

20           58.     Attached hereto as **Exhibit Uber-56** is a true and correct copy of relevant excerpts  
21 from the deposition transcript of Matthew Blattmachr, dated February 2, 2018. Pursuant to the  
22 Order, this exhibit has been unsealed and is attached in its entirety.

23           59.     Attached hereto as **Exhibit Uber-57** is a true and correct copy of relevant excerpts  
24 from the deposition transcript of Alexander Cooper, dated December 4, 2017. Pursuant to the Order,  
25 this exhibit has been unsealed and is attached in its entirety.

26           60.     Attached hereto as **Exhibit Uber-58** is a true and correct copy of relevant excerpts  
27 from the deposition transcript of Mary Fulginiti Genow, dated October 17, 2017. Pursuant to the  
28 Order, this exhibit has been unsealed and is attached in its entirety.



1           61.     Attached hereto as **Exhibit Uber-59** is a true and correct copy of relevant excerpts  
2 from the deposition transcript of Stroz Friedberg LLC's Rule 30(b)(6) witness, Eric Friedberg, dated  
3 February 10, 2021. Pursuant to the Order, this exhibit has been unsealed and is attached in its  
4 entirety.

5           62.     Attached hereto as **Exhibit Uber-60** is a true and correct copy of relevant excerpts  
6 from the deposition transcript of John Gardner, dated January 29, 2021. Pursuant to the Order, this  
7 exhibit has been unsealed and is attached in its entirety.

8           63.     Attached hereto as **Exhibit Uber-61** is a true and correct copy of relevant excerpts  
9 from the deposition transcript of Travis Kalanick, dated July 27, 2017. Pursuant to the Order, this  
10 exhibit has been unsealed and is attached in its entirety.

11          64.     Attached hereto as **Exhibit Uber-62** is a true and correct copy of relevant excerpts  
12 from the deposition transcript of Anthony Levandowski, dated January 28-29, 2021. Pursuant to the  
13 Order, this exhibit has been unsealed and is attached in its entirety.

14          65.     Attached hereto as **Exhibit Uber-63** is a true and correct copy of relevant excerpts  
15 from the deposition transcript of Eric Meyhofer, dated August 18, 2017. Pursuant to the Order, this  
16 exhibit has been unsealed and is attached in its entirety.

17          66.     Attached hereto as **Exhibit Uber-64** is a true and correct copy of relevant excerpts  
18 from the deposition transcript of Angela Padilla, dated October 2, 2017. Pursuant to the Order, this  
19 exhibit has been unsealed and is attached in its entirety.

20          67.     Attached hereto as **Exhibit Uber-65** is a true and correct copy of relevant excerpts  
21 from the deposition transcript of Uber's 30(b)(6) witness, Cameron Poetzscher, dated January 26,  
22 2021. Pursuant to the Order, this exhibit is attached except pages 34-35 which have been redacted  
23 and filed under seal.

24          68.     Attached hereto as **Exhibit Uber-66** is a true and correct copy of relevant excerpts  
25 from the deposition transcript of Cameron Poetzscher, dated June 19, 2017. Pursuant to the Order,  
26 this exhibit has been unsealed and is attached in its entirety.

27          69.     Attached hereto as **Exhibit Uber-67** is a true and correct copy of relevant excerpts  
28 from the deposition transcript of Cameron Poetzscher, dated September 29, 2017. Pursuant to the

1 Order, this exhibit has been unsealed and is attached in its entirety.

2 70. Attached hereto as **Exhibit Uber-68** is a true and correct copy of relevant excerpts  
3 from the deposition transcript of Lior Ron, dated January 22, 2021. Pursuant to the Order, this  
4 exhibit has been unsealed and is attached in its entirety.

5 71. Attached hereto as **Exhibit Uber-69** is a true and correct copy of relevant excerpts  
6 from the deposition transcript of Melanie Maugeri, dated October 20, 2017. Pursuant to the Order,  
7 this exhibit has been unsealed and is attached in its entirety.

8 72. Attached hereto as **Exhibit Uber-70** is a true and correct copy of relevant excerpts  
9 from the deposition transcript of Justin Suhr, dated February 8, 2021. Pursuant to the Order, this  
10 exhibit has been unsealed and is attached in its entirety.

11 73. Attached hereto as **Exhibit Uber-71** is a true and correct copy of relevant excerpts  
12 from the deposition transcript of Eric Tate, dated February 9, 2021. Pursuant to the Order, this  
13 exhibit has been unsealed and is attached in its entirety.

14 74. Attached hereto as **Exhibit Uber-72** is a true and correct copy of relevant and  
15 redacted excerpts from the Google Arbitration proceeding of testimony from Chelsea Bailey, John  
16 Hartog, James Haslim, Brent Schwarz, and Ognen Stojanovski, dated May 1, 2018, May 3, 2018 and  
17 May 8, 2018. Pursuant to the Order, a minimally redacted version of this exhibit is attached.

18 75. Attached hereto as **Exhibit Uber-73** is a true and correct copy of the redacted  
19 declaration of Mary Fulginiti Genow, dated March 17, 2021 and exhibits A-K. Pursuant to the  
20 Order, the declaration may remain redacted as originally filed and exhibits A, D, J and K thereto  
21 have been ordered unsealed and are attached in their entirety.

22 76. Attached hereto as **Exhibit Uber-74** is a true and correct copy of the redacted  
23 declaration of Tony West, dated March 18, 2021. Pursuant to the Order, this redacted exhibit has  
24 been filed under seal.

25 77. Attached hereto as **Exhibit Uber-75** is a true and correct copy of the redacted  
26 declaration of Robert Wu, dated March 18, 2021. Pursuant to the Order, this redacted exhibit has  
27 been filed under seal.

28 78. Attached hereto as **Exhibit Uber-76** is a true and correct copy of the declaration of

1 Cecilia Yoshida, dated March 18, 2021. This exhibit was originally redacted and filed under seal but  
2 requests that it remain redacted and sealed were withdrawn [See Dkt 161] and the fully unredacted  
3 version was filed on March 26, 2021 [Dkt 181].

4 79. Attached hereto as **Exhibit Uber-77** is a true and correct copy of the declaration of  
5 Julie DeStefano, dated March 18, 2021. This exhibit was originally partially redacted and filed under  
6 seal but requests that it remain redacted and sealed were withdrawn [See Dkt 161] and the fully  
7 unredacted version was filed on March 26, 2021 [Dkt 181].

8 80. Attached hereto as **Exhibit Uber-78** is a true and correct copy of Anthony  
9 Levandowski's Indictment in *United States v. Anthony Scott Levandowski*, Case No. 3:19-cr-00377-  
10 WHA (N.D. Cal.), dated August 15, 2019.

11 81. Attached hereto as **Exhibit Uber-79** is a true and correct copy of Anthony  
12 Levandowski's Plea Agreement in *United States v. Anthony Scott Levandowski*, Case No. 3:19-cr-  
13 00377-WHA (N.D. Cal.), dated March 19, 2020.

14 82. Attached hereto as **Exhibit Uber-80** is a true and correct copy of relevant excerpts of  
15 the sentencing transcript from a hearing before Judge William H. Alsup in *United States v. Anthony*  
16 *Scott Levandowski*, Case No. 3:19-cr-00377-WHA (N.D. Cal.), dated August 4, 2020.

17 83. **Exhibit Uber-81** are excerpts of the hearing transcript from a hearing before Judge  
18 Hannah L. Blumenstiel in *Levandowski v. Uber*, Adv. No. 20-ap-3050-HLB, dated September 3,  
19 2020. Pursuant to the Order, this exhibit has been filed under seal.

20 84. Attached hereto as **Exhibit Uber-82** is a true and correct copy of relevant excerpts of  
21 the hearing transcript from a hearing before Judge Hannah L. Blumenstiel in *Levandowski v. Uber*,  
22 Adv. No. 20-ap-3050-HLB, dated October 8, 2020.

23 85. Attached hereto as **Exhibit Uber-83** is a true and correct copy of Google's Code of  
24 Conduct dated April 4, 2009, previously marked in the Google Arbitration as TX 27 (GOOG-  
25 ALBK-00002473). Pursuant to the Order, this exhibit has been unsealed and is attached in its  
26 entirety.

27 86. Attached hereto as **Exhibit Uber-84** is a true and correct copy of Google's Code of  
28 Conduct dated April 25, 2012, previously marked in the Google Arbitration as TX 125 (GOOG-

1 ALBK-00002797). Pursuant to the Order, this exhibit has been unsealed and is attached in its  
2 entirety.

3 87. Attached hereto as **Exhibit Uber-85** is a true and correct copy of Google's Code of  
4 Conduct dated November 6, 2014, previously marked in the Google Arbitration as TX 351 (GOOG-  
5 ALBK-00002187). Pursuant to the Order, this exhibit has been unsealed and is attached in its  
6 entirety.

7 88. **Exhibit Uber-86** are excerpts from the Opening Expert Report of Lambertus  
8 Hesslink, dated September 14, 2017. Pursuant to the Order, this exhibit has been filed under seal.

9 89. **Exhibit Uber-87** is the Supplemental Expert Report Lambertus Hesslink, dated  
10 October 23, 2017. Pursuant to the Order, this exhibit has been filed under seal.

11 90. **Exhibit Uber-88** is an email chain between Eric Tate and Salle Yoo, dated April 7,  
12 2016 (UBER-AL\_00013410). Pursuant to the Order, this exhibit has been filed under seal.

13 91. All of the unsealed exhibits identified hereinabove and attached hereto are identical to  
14 the versions that were previously submitted to the Court under seal.

15 I declare under the penalty of perjury that the statements included in this Declaration are true  
16 and correct. Executed on this 5th day of April 2021 in Chicago, Illinois.

17  
18 /s/ Katharine Ciliberti  
Katharine Ciliberti  
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